

MINUTES
April 15, 2014
1400 West Washington, Basement Conference Room B-1

MEMBERS PRESENT: John Munden, President
James Ahearne, Secretary
Samuel Bueler, Member
Kristina Dyr, Member
Monsignor O'Keefe, Member
Reverend William Smith, Member
Harold Adair, Member

STAFF PRESENT: Rodolfo Thomas, Executive Director
Gary Hendrix, Licensing Administrator
Patricia Keith, Programs & Project Specialist

ATTORNEY GENERAL'S OFFICE:
Nancy Beck, Asst. Attorney General
Christopher Munns, Asst. Attorney General of Solicitor General
John Tellier, Attorney General's Office

CALL TO ORDER

John Munden called the meeting to order at 9:00 a.m.

I. CALL TO THE PUBLIC

II. MINUTES

James Ahearn motioned to approve the minutes of March 18, 2014. Samuel Bueler seconded the motion. The motion passed unanimously (7-0).

III. LICENSING

By motion and second, and motion carrying, the following actions occurred relative to applications for licensure subject to the conditions noted:

IV. HEARING ON LICENSING DENIED:

Present before the Board was applicant Phillip Perkes and Attorney James C. Goodwin. For the State, Assistant Attorney General Nancy Beck and John Tellier of the Attorney General's Office were present. Christopher Munns Assistant Attorney General of the Solicitor General and Opinions Section was additionally present for the Board. All Board members were in attendance and Board Staff. Following cross examinations and redirect examinations, questions from the Board were discussed. The Board after hearing the evidentiary portion of the hearing from both parties discusses further concerns. The evidentiary portion concluded and closing arguments from both parties were presented to the Board. Following deliberations Board Secretary Member James Ahearne motioned that applicant had failed to demonstrate by a preponderance of the evidence that he met the qualifications for licensure and that the Board should affirm the denial of licensure and incorporate the underlying factual findings and legal conclusions in the Board's Denial Order. The factual findings cited for the motion were A.R.S. § 32-1301 (.27) (F) and (G). Motion seconded by Board member Sam Bueler. Motion passed 5-2.

NAME	TYPE OF LICENSE	ACTION	MOTION BY	SECOND BY
*Amie Todd	Embalmer	Approved 7-0	O'Keeffe	Adair
*Harper Funeral & Cremation Service	Establishment	Approved 7-0	Ahearne	Bueler
*Anthony E. Davis	Multiple Funeral Director	Approved 7-0	Ahearne	O'Keeffe
*Donald L. Runyon	Cremationist	Approved 7-0	Bueler	Dyrr
*Timothy R. Livingston	Cremationist	Approved 7-0	O'Keeffe	Bueler
*Keith J. Pierson	Cremationist	Approved 7-0	Ahearne	Bueler
*Hector De Los Santos	Cremationist	Approved 7-0	O'Keeffe	Bueler
*Carlos Ramirez	Intern Trainee	Approved 7-0	O'Keeffe	Bueler
*Kali F. Williams	Intern Trainee	Approved 7-0	Ahearne	Bueler
*Arturo Rios	Intern Trainee	Approved 7-0	O'Keeffe	Bueler
*Christopher J. Hogard	Intern Trainee	Approved 7-0	Bueler	O'Keeffe
*Jason V. Carroll	Intern	Approved 7-0	Ahearne	O'Keeffe
*Wayne A. Wheatley	Salesperson	Approved 7-0	Bueler	Ahearne
*Mark Spencer	Salesperson	Approved 7-0	Bueler	O'Keeffe
*Richard L. Elias	Salesperson	Approved 7-0	O'Keeffe	Ahearne

ATTENDANCE

- *Amie Todd did not attend the Board meeting.
- *Stan Stobierski, owner appeared before the Board.
- *Anthony E. Davis appeared before the Board.
- *Donald L. Runyon did not attend the Board meeting
- *Timothy R. Livingston appeared before the Board.
- *Keith J. Pierson appeared before the Board.
- *Hector De Los Santos did not attend the Board meeting.
- *Carlos Ramirez appeared before the Board.
- *Kali F. Williams appeared before the Board.
- *Arturo Rios appeared before the Board.
- *Christopher J. Hogard appeared before the Board.
- *Jason V. Carroll appeared before the Board.
- *Wayne A. Wheatley appeared before the Board.
- *Mark Spencer did not attend the Board meeting.
- *Richard L. Elias appeared before the Board.

BREAK

The Board motioned for a break at 10:40 a.m. The Board resumed regular session at 10:45 a.m.

VI. GENERAL

Executive Director's Report:

Executive Director Thomas alluded that Annual Prearranged Trust Reports are due May 1, 2014 and to ensure that they are completed in a timely manner. The first graduates from the Mesa Community College School of Mortuary Science program for Intern Trainees (four of six), received certificates from the Board. Director Thomas expressed appreciation and gratitude to Dr. Taggart and Clinical Coordinator Donna Backhaus for presenting an outstanding program. House Bill 2267 as of this date was pulled by its sponsor Representative Tom Forese. Considering the time left in this year's session it appears to have finished the bill. Gary Hendrix Compliance Administrator provided the Board with an update in the status of inspections. Following the previous status report conducted in October 2013, 23 establishments had been inspected. To complete the year 9 more inspections will be conducted. The inspections conducted this year were due by the year 2017. Upon completion of these years inspections Mr. Hendrix will began the inspections scheduled for next year. Because of the large number of inspections conducted when it was determined that they were not completed, Mr. Hendrix will begin inspecting many of those large numbers this summer to maintain a two to three year cycle of inspections which will be well in advanced of the statutorily five year requirement of funeral establishments. Once the larger numbers are conducted and spread equally throughout the year the goal of inspections every two year shall be easier to maintain.

VII. ADJOURN James Ahearne moved to adjourn at 10:50 a.m. Monsignor O’Keeffe seconded the motion (7-0).

2014 BOARD MEETING SCHEDULE

January 21, 2014	May 20, 2014	September 16, 2014
February 18, 2014	June 17, 2014	October 21, 2014
March 18, 2014	July 15, 2014	November 18, 2014
April 15, 2014	August 19, 2014 teleconf.	December 16, 2014

Rodolfo Thomas
Executive Director

APPROVED BY:

John Munden, President

Hank Adair, Member

James Ahearne, Secretary

Samuel Bueler, Member

Kristina Dyr, Member

Rev. William Smith, Member

Monsignor O’Keeffe, Member